REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Thursday, 15th April, 2021

The House met at the Assembly Chambers at 2.30 p.m.

[The Speaker (Hon. Patrick Waigwa) in the Chair]

PRAYERS

MESSAGES

NOMINEE FOR CHAIRPERSON OF LAIKIPIA REVENUE BOARD

Speaker: Hon. Members, I have a message from H.E the Governor of Laikipia, Hon. Ndiritu Muriithi. This is on submission of nominee for Chairperson of Laikipia Revenue Board. The nominee for Chairperson Laikipia Revenue Board is one Alice Kimemia.

Academic Credentials

- She is pursuing a PHD in Human Resource Management, Laikipia University, holds Master's Degree in MBA- Human Resource Management, Laikipia University, BSc. In Education from Nairobi University and a Diploma in Early Childhood Development and Education from Kenyatta University.

Professional Training and Experience

- She is currently a part time Lecture at Laikipia University and Kenya Institute of management, Nyahururu Branch. She worked as a manager at Oil Libya Petrol Station and also as a High School Teacher in various schools as well as part time tutor at Mombasa Polytechnic.
- She is a full member of the institute of Human Resource management and a Certified Human Resource practitioner (k)

Personal Integrity and Background

- The candidate produced clearance documents demonstrating that she was in compliance with the requirements of Chapter six of the Constitution of Kenya, 2010. During the interview, she demonstrated excellent knowledge of Chapter six of the Constitution and general work ethics and etiquette. She also demonstrated excellent personality skills which included confidence and good attitude, kept time and confirmed to be engaged in community service.

That is a message from the Governor for that nominee because she is also going to be vetted among the other nominees who were forwarded earlier into this House. That is committed to the Finance Committee and County Planning. To that effect I think that a newspaper has been placed (People Daily) and therefore it is important for each committee to look at the time and date when they will be vetting various nominees. Thank you.

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NOTICE OF MOTION

APPOINTMENT OF MEMBERS TO THE SELECTION COMMITTEE

Hon. Joseph Suge: Thank you, Mr. Speaker, Sir. I beg to give notice of the following motion;

> THAT pursuant to the provisions of Standing Order No. 152, this House approves the appointment of the following Members to the Committee on Selection in addition to the Members specified under Standing Order 152 (1) and further an addition to members that were approved in this House to sit in the committee;
>
> 1. Hon. Mary Samken
> 2. Hon. Christopher Mark Said.

STATEMENTS

RESPONSE TO STATEMENT ON STATUS OF THE WEIGHBRIDGE

Hon. Joseph Kiguru: Thank you, Mr. Speaker, Sir, a statement was tabled in this Assembly by Hon. Peter Matunge on 3rd December, 2020 requesting for a response regarding the status of Weigh Bridge. The statement was committed to the Committee on Finance and County Planning with a directive to table a response to the House.

Mr. Speaker, the committee did a letter to the County Executive Committee Member, Finance and County Development vide letter Ref: CGL/ CA/CM/007/02/Vol.2/019 dated 2nd March, 2021 requesting for the submission of response to the statement. The response was received on 9th March, 2021 as follows;

On the allotted funds Kshs. 6,000,000 in the financial year 2019/2020 to Laikipia County Revenue Board for purchase of weighbridge in order to improve revenue management services, I wish to respond as follows;

- That the amount allocated for the weighbridge in the Financial Year 2019/2020 to the revenue Board was reallocated during the Supplementary Budget. However, the same amount was allocated to Revenue Board in the Financial Year 2020/21 and shall be utilized as per the attached letter from the Revenue Board.
- Guided by an internal memo from the Office of the Controller of Budget Ref; COB/GEN/002/Vol.1V (62), The Office of the CECM, Finance, Economic and County Planning issued a suspension on commitments and claims payment vide letter REF: CGL/CEC/FEP/Vol.111/29 dated 3rd April, 2021 attached herein. This was necessitated by the need to channel budget allocations towards combating the Covid-19 Pandemic in the county.

Thank you, Mr. Speaker, I believe that every Member has got the attachment on response on the statement for weighbridge and also the letter from the Controller of Budget. Even the letter of suspension of commitments and claims. I beg to leave it like that. Thank you.

Speaker: Thank you Hon. Kiguru, Chairperson for Finance for that response. That response was raised by Hon. Matunge and also who had communicated to my office that he won't he won't make it on time. Maybe he will come later this afternoon but will handle that

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statement on Tuesday next week. So we will be looking at it, on Tuesday next week for him to register his satisfaction. There is another statement by the Deputy Speaker.

Hon. Daniel Nyausi: Thank you, allow me to go through the tentative business for Tuesday afternoon April, 2020. It is notified that the House Business Committee has approved the following tentative business to appear in the Order paper for Tuesday (Afternoon) April 20, 2021

A. **NOTICES OF MOTION -** Approval of members of the Committee on Appointments.
B. **RESPONSES TO STATEMENTS -** Response Statement No. 015/2020 to the Chairperson Public Accounts and Investments Committee (Hon. Stephen Ndiritu) raised by Hon. Peter Matunge (Nominated MCA) on 5th August, 2020 pertaining to 2018/2019 and 2019/2020 financial year pending bills.
C. **PETITION -** Petition by a group of elders, residents of Igwamiti Ward, Laikipia West Sub County concerning establishment of offices of village administrators and payment of village elders in order to promote democratic, transparent and accountable exercise of power in accordance to Article 174(a) of the Constitution; A report by the County Cohesion Justice and legal matters committee laid on 4th November, 2020.
D. **MOTION -** Approval of Members of the Committee on Appointments.
E. **MOTION -** Report on the Laikipia County Enterprise Fund annual report and financial statements for the 2nd quarter ended 31st December, 2019 by Trade Tourism and Cooperatives Committee dated 12th April, 2021.

It is notified that the House Business Committee has approved the following tentative business to appear in the Order paper for Wednesday (Morning) April 21, 2021

A. **PAPER -** Public Participation report on the Laikipia County Youth Service Bill, 2020.
B. **NOTICES OF MOTION -** Public Participation report on the Laikipia County Youth Service Bill, 2020.
C. **PETITION-** Petition by the residents of Mouwarak area in Sosian Ward pertaining to allocation of plots in Mouwarak center; a report by the Finance and County Planning Committee laid on 26th November, 2019.

It is notified that the House Business Committee has approved the following tentative business to appear in the Order paper for Wednesday (Afternoon) April 21, 2021

A. **BILL -** The Laikipia County Disaster Management Bill, 2019(Committee of the whole house)
B. **BILL -**The Laikipia County Disaster Management Bill, 2019(Third Reading)

Hon. Speaker on the last day of the sitting this will be on Thursday, it is notified that the House Business Committee has approved the following tentative business to appear in the Order paper for Thursday (Afternoon) April 22, 2021

A. **MOTION-** Public Participation report on the Laikipia County Youth Service Bill, 2020.

Thank you, Hon. Speaker and I just ask the concerned committees to ensure that this business will go as it has been planned. Thank you, Hon. Speaker.

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Hon. Speaker: Thank you, Hon. Deputy Speaker it is important as you have said, let us ensure that this business happen so that we do not get inconvenienced.

MOTION

APPOINTMENT OF MEMBERS TO THE SELECTION COMMITTEE

Hon. Joseph Suge: Thank you, Mr. Speaker. I beg to move the following motion;

> THAT pursuant to the provisions of Standing Order No. 152, this House approves the appointment of the following Members to the committee on Selection in addition to the members specified under Standing Order 152(1) and further in addition to the Members that were approved in this House to sit in the committee.
>
> 1. Hon. Mary Samken.
> 2. Hon. Christopher Mark.

Mr. Speaker as I contribute towards this motion, I want to say that this motion is long overdue, as I said yesterday that this House is three years old and this is an issue that was to be addressed in the first few months after getting into this House. Hon. Mary who is the complainant has been raising this issue not once but several times.

This was an issue to be addressed by the Select Committee to ensure that all Members have been given an opportunity to serve in various committees in equal measure. I also believe that we as the Hon. Members are all equal to the task. As you can see, the Hon. Mary who has been serving in only two committees is a very young and energetic lady who should be given an opportunity serve the people of this County.

I want to congratulate Hon. Mary and her colleague, Hon. Chris Mark Said for having been given the opportunity to serve in the Select Committee. I believe that as they sit in those committees they will see and ensure that all Members are serving well in those committees and whether there are other Members that need to be considered in various committees.

I want to congratulate Hon. Mary and thank her for having been patient for all those years. As the Bible says, God's time is the best. I believe this is God's time and I want to encourage her to serve the people of this County diligently. I know the Members in the Select Committee used to be five and to achieve an odd number another Member was also proposed. I want to rest my case there and congratulate the Members who contributed overwhelmingly in support of these Hon. Members to be considered in that Select Committee. With those few remarks, I wish to call upon the Hon. Whip, Hon. Kaparo, to second this motion. Thank you.

(Hon. Chalumbo Kaparo seconded)

(Question proposed)

Hon. Joseph Kiguru: Asante, Mheshimiwa Spika. Nasimama kuunga mkono mswada ambao umeletwa na *Deputy Whip* katika Bunge hili, Mheshimiwa kutoka Rumuruti, kwamba tuidhinishe haya majina ya Mheshimiwa Mary Samken na Mhehsimiwa Chris Mark Said. Ninaiunga mkono kwa furaha nikijua kama kuna mtu hapa ambaye anakosa chakula itakuwa haki kumtuma jikoni ili chakula kikipikwa na kupakuliwa awe miongoni mwa wale wanaopakua.

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Naunga mkono kwa njia hiyo kwa sababu Mheshimiwa Mary ambaye ni naibu wangu katika Kamati ya Fedha hajakuwa na kamati nyingi ilhali anapenda kazi. Amekuwa akiomba kuingia kwenye kamati nyingi ili kufanyia watu wa Laikipia kazi. Kwa sababu amenyimwa haki yake kwa muda mrefu, nimesimama kuunga mkono huu mswada ili awe mmoja wa wale watakaopika na kupakua.

Niko na hakika kwamba watafanya kazi kwa njia ipasavyo na kwamba kila mtu katika hili Bunge ataridhika na kazi ambayo Kamati ya Uteuzi watafanya wakimtafutia kamati ambazo anafaa kufanyia kazi. Nimesimama kuunga mkono asilimia mia kwa mia ili hawa Wajumbe, Mheshimiwa Chris na Mheshimiwa Mary wawe katika hizo kamati, na kila kitu kitakuwa sawa. Asante.

Hon. Catherine Kibue: Thank you, Mr. Speaker. I rise in support of this motion. First, I congratulate the two Members for their appointment into the Selection Committee. Secondly, the two Members are young and energetic and I know that they are going to work in this Committee and serve with a lot of commitment. With those few remarks, they are most welcome into this Committee.

Hon. Irene Wachuka: Asante sana, Bwana Spika kwa kunipa nafasi. Kwanza nashukuru Mwenyekiti na naibu wake ambaye ameleta huu mjadala na kuleta majina ya Mheshimiwa Mary Samken na Mheshimiwa Chris Mark. Naunga mkono na kushukuru Waheshimiwa kwa kazi ambayo walifanya jana. Hilo linaonyesha kuwa sisi ni kitu kimoja. Tukiona mahali ambapo mmoja wetu anaumia tunasaidia kama tulivyofanya jana kama Jumba hili letu la Bunge la Kaunti ya Laikipia.

Naeleza Waheshimiwa wenzangu kuunga mkono Mheshimiwa Mary na Mheshimiwa Chris Mark. Pia nashukuru Kamati ya Uteuzi ambayo ilikubali mfanye kazi pamoja. Kama mtu anasikia kwamba hajaridhika, ni vizuri alete mjadala kama ulivyoletwa jana. Nashukuru na Mungu awabariki

Hon. Catherine Nyawira: Thank you, Hon. Speaker. Today is a great day when justice has been served in this House and a day when resilience and patience has paid off. One of us here stood the other day and complained that she has taken to heart, she has not waivered but today I believe this House will serve justice to her. I want to thank the Hon. Members for their noble duty of ensuring that the two young members will inject fresh blood into these committees.

To the members who will join them, you will go and bring change. Recently the House Business Committee was injected with fresh blood. The order paper we see before us is as a result of that fresh blood. As a Member of this House I longed for the day I would see such changes. The same has happened. I want to thank the Honourable House for the approval of these two Members and to the Members, when you go there you are not on the menu. You are on that table so do what you are supposed to do. Thank you, Mr. Speaker.

Hon. Stephen Ndiritu: Asante, Bwana Spika. Nasimama kuunga mkono muswada ambao umeletwa wa kumteua Mary Samken na Chris Mark kwa Kamati ya Uteuzi. Bwana Spika, kulingana na vile leo imefanyika hii inamaanisha kuwa wale ambao wamefinyiliwa kwa kamati itakuwa ni nafasi ya kuangalia na kuona vile Mheshimiwa atapata nafasi kwa sababu amekuwa akilalamika.

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Jambo ambalo naonelewa ni vile *Deputy Whip* amekaa chini na kuja na muswada kama huu wa kuongeza Mary na Chris Mark kwa kamati vilevile wakae chini kwa sababu kuna kamati ambazo ziko na watu wachache ili tuone vile tutaongeza watu katika hizo kamati. Hiyo ndio njia ambayo tunaweza kufuata kwa sababu kama kuna sheria ya kufuata hili Bunge limepata njia. Tumekuwa tukilalamika katika Bunge kwamba kuna mambo ambayo inaendelea na hatufurahii.

Kuna uamuzi ambao unafanywa na hatufurahii. Leo wameleta kuhusu uteuzi na nafikiri wiki ijao kuwa hii ni nafasi nzuri ya kufanya kazi, wawalete Waheshimiwa wengine wawili waingizwe kwa Bodi ya Uajiri katika Bunge hili. Hili Bunge litaweza kuwa na njia nzuri ya kufanya kazi. Mahali kuna shida tuingie mpaka upande ule mwingine ili tutengeneze. Hiyo ndio njia mwafaka.

Namshukuru Mheshimiwa Suge kwa kufanya hiyo kazi na namtuma kama vile amefanya leo, wiki ijayo kama tunataka maisha ya Waheshimiwa iwe nzuri na tuone ukisimama hapa kuja na mapendekezo mengine ya watu wawili ili waingizwe kwa Bodi ya Uajiri ili tuwe na amani. Asante, Mheshimiwa Spika. Naunga mkono uteuzi wa hao waheshimiwa wawili.

Speaker: Thank you, Hon. Ndiritu. I believe the House needs to be vibrant. You sit in the House Business Committee and you already know as the Deputy Speaker has read in the statements, next week in the tentative business we will be renewing the mandate of the Committee on Appointment. It finished its term of three years. Therefore, we will still have a motion to renew that mandate.

If you feel you want to make a decision to that committee, I think we can still do that. For the Service Board, we are abided by the law. We can only have two Members. We cannot add more Members but the law can only allow us if we have to add two members to the Service Board, then the two Members who represent members can only leave so that we add two people. That is the law so that we do not do things outside the law. Thank you for the contribution.

Hon. Daniel Mugweru: Thank you, Mr. Speaker. I also rise in support of the appointment of Hon. Mary Samken and Hon. Christopher Mark. Mr. Speaker, it is an opportunity that has come that Hon. Mary Samken has gotten a chance to get in the Selection Committee. Mr. Speaker, as we said yesterday we don't want to hear her complaining to you, to the Majority Leader, to the Committee and the Members.

Now we are supporting it so that she may complain to herself because she will be in the kitchen cooking for many others who are suffering. Hon. Mary Samken and Hon. Christopher Mark being in that committee, I would only urge her not to forget what she has been going through because there could be somebody else going through the same things. You should not forget that as Hon. Ndiritu has said. We expect you two to stand on our behalf. Get into the Selection Committee and join the others who have been there for the Whole House.

You too being added; I believe you are seven. You have more energy to serve us all equally. Mr. Speaker, I am sure they are going serve us diligently with unity and the whole committee will also give a uniform direction to the House so that they will not go there only to find them divided into parties because for the past few months we have been having two parties in this House. Luckily enough, Hon. Samken happens to come from one party and Hon.

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Christopher Mark comes from the other party. We pray when they go there, they do not go for a tug of war but to stand for us all…

Hon. Daniel Nyausi: Hon. Speaker, I would like to get clarification from the Hon. Member. I understand that the membership of this House are from two parties only, the Jubilee Party and PNU. I know that the two mentioned Members happen to be from the Jubilee Party. If the Member is talking of Members being from different parties, then I beg more information from the same because this is a new terminology. Thank you, Hon. Speaker.

Hon. Daniel Mugweru: Thank you, Mr. Speaker. I wish to thank Hon. Nyausi because he has already confirmed it is according to his understanding. It is not according to truth. I never said two political parties. I said two parties. According to my dictionary, a Party means a group of people forming one side in a given dispute or contest. I am right when I am saying this and he is also right when he says it's according to his understanding. Today, gather my understanding and what I was trying to give out in this House.

Mr. Speaker, there have been contest in this House and there were two parties in that. That is what I'm trying to say that when they go there they may not go there for tug of war, they be united and work for the whole House. I support both of them and the work they are expected to do. I trust every Member in this House will come celebrating and appreciate what the committee has done.

Any time when we hear someone complaining of something, let us not throw stones to that Member. We might intimidate someone else who has problems thinking after giving his problem more stones will be thrown at him/her. When someone gives such a genuine complaint, let us not start giving stories. So and so is planning, doing or thinking. Let us listen to genuine complaints so that in future when I get a complaint I will boldly say I have this pain.

When we allow that every time someone raises complaints, we bring different stories that suits us it hurts. It might stop someone in future from raising such complaints. I support and urge the Hon. Members to continue supporting this so that we may all enjoy the fruits of all seven committees. Thank you.

Speaker: May the mover give a reply.

Hon. Joseph Suge: Thank you Mr. Speaker. As I give a reply to this motion, I want to take this opportunity to thank the Hon. Members who have contributed positively towards the adoption of this motion. There is an English proverb that says, Justice delayed is justice denied. Today, I want to appreciate that the Hon. Mary and Hon. Chris have gotten the right support which was supposed to be accorded. I thank the Members and still wish they adopt the motion fully before this Assembly. Thank you.

(Question put and agreed to)

CONSIDERED RULING

Speaker: I just want to take this opportunity to congratulate Hon. Mary Samken and Hon. Chris Mark for their appointment to the Committee on Selection. Now that you have been approved, you can now sit in that Committee. Hon. Mary Samken has really been requesting this House.

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It is only that if it was in church, there is the Christian Bible that says, that who came in the morning and who came in the evening received the same wage. That may not apply here. Here you must work for that committee from today. It is good that your request has been given. I congratulate both of you and kindly make sure that you do the work.

I learnt in Senate because someone said once you go there do the work for the Members. Sometimes you may go because we have been told that we are going to the kitchen and overwork or adjust yourself then with time the way people are whipped and de-whipped in to the Committees. Make sure you work for the betterment of all the Members. In Senate, there was a time that a Hon. Member, like Suge of today was de-whipping Members from their Committees but later he was also de-whipped. It important to know that as you work, it is for the good of everyone so that God will bless your work.

ADJOURNMENT

Speaker: The sittings of this House stands adjourned until Tuesday, 20th April, 2021 at 2.30 p.m.

The House rose at 3.12 p.m.

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